

04.10.2021

19
Ct. No. 29
sdas
Allowed

**C.R.M. 6514 of 2021
(Via Video Conference)**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kolkata Leather Complex Police Station Case No. 37 of 2018 dated 11.03.2018 under Sections 147/148/149/302/120B of the Indian Penal Code.

And

In Re : Ratan Mondal & Anr..... petitioners

Mr. Sabir Ahmed
Mr. Gouranga Kumar Das
Mr. Sandip Kumar Mondal
.....for the petitioners

Mr. Neguive Ahmed, learned A.P.P.
Ms. Trina Mitra
Ms. Amita Gaur
....for the State

Petitioners seek bail.

Learned advocate appearing for the petitioners submits that the petitioners are in custody in excess of three years. He seeks parity with the co-accused persons granted bail on March 3, 2021.

Learned advocate appearing for the State draws the attention of the Court to the order of rejection dated September 20, 2021, so far as the petitioners are concerned.

Learned advocate appearing for the petitioners further submits that the petitioners paid the cost awarded against them in terms of the order dated September 20, 2021.

Considering the fact that the petitioners stand on the same footing as that of the other co-accused persons who were

already granted bail on March 3, 2021 and considering the fact that the petitioners complied with the order dated September 20, 2021 and considering that the police submitted charge-sheet and considering the period of detention of the petitioners, we are inclined to grant bail to the petitioners.

Accordingly we direct that the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/-(Rupees Ten Thousand Only) each with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial Magistrate, Baruipur, South 24 Parganas, subject to the conditions that the petitioners shall appear before the trial court on every date of hearing until further orders and shall not intimidate the witnesses and/or tamper with evidence in any manner whatsoever.

In the event the petitioners fail to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel bail of the petitioners automatically without further reference to this Court.

The application for bail is, accordingly, allowed.

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)

